



# City of Marietta Meeting Agenda

205 Lawrence Street  
Post Office Box 609  
Marietta, Georgia 30061

## CITY COUNCIL

*William B. Dunaway, Mayor*  
*Betty Lou Hunter, Ward 1*  
*M. C. (Pete) Waldrep, Jr., Ward 2*  
*John V. Sinclair, Ward 3*  
*G. A. (Andy) Morris, Ward 4*  
*Rev. Anthony Coleman, Ward 5*  
*James W. King, Ward 6*  
*Philip M. Goldstein, Ward 7*

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Wednesday, March 9, 2005

7:00 PM

Council Chamber

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### " D R A F T "

#### INVOCATION:

*Ward 2 Councilman M. C. "Pete" Waldrep, Jr.*

#### PLEDGE OF ALLEGIANCE:

#### PRESENTATIONS:

##### **20050202      Marietta Police Department's Accreditation Presentation**

Certificate of Re-accreditation presentation from the Commission on Accreditation for Law Enforcement Agencies, Inc. (CALEA) This is the third prestigious award from CALEA and MPD's second re-accreditation. Marietta Police Department has been designated as a flagship agency as one which has exemplified excellent command of the accreditation process, both in spirit and detail.

##### **20050304      Marietta Master Chorale**

The Marietta Master Chorale to perform; Director is Jerid Morisco who is the Director of Music at Park Street Elementary School.

#### PROCLAMATIONS:

#### CONSENT AGENDA:

Consent agenda items are marked by an asterisk (\*).

(A public hearing will be held only for those items marked by an asterisk that require a public hearing, which is so noted below the agenda item.)

#### MINUTES:

##### **20050166      Regular Meeting Minutes - February 9, 2005**

Review and approval of the February 9, 2005 regular meeting minutes.

#### MAYOR'S APPOINTMENTS:

#### CITY COUNCIL APPOINTMENTS:

##### **\*      20050200      Marietta Redevelopment Corporation Appointments**

Reappointment of Micky Blackwell, Floyd Northcutt, Thomas Alan Smith, and

William Hamilton to the Marietta Redevelopment Corporation Board of Directors for 2-year terms expiring on April 10, 2007.

\*        **20050293        Cobb County Board of Health**

Reappointment of Wyman Pilcher to the Cobb County Board of Health for a six-year term expiring on December 31, 2010.

\*        **20050297        Marietta Redevelopment Corporation Chairman**

Appointment of Ray Buday as Chairman of the Marietta Redevelopment Corporation Board of Directors for a one-year term expiring March 9, 2006.

**ORDINANCES:**

**20041488        Z2005-06 Ken Mapp 170 Sequoia Drive**

Z2005-06 KEN MAPP requests rezoning for property located in Land Lot 1073, Parcel 710, 16th District, 2nd Section, Marietta, Cobb County, Georgia and being known as 170 Sequoia Drive from R-3 (Single Family Residential) to LRO (Low Rise Office). Ward 4A.

*Public Hearing (all Parties Sworn In)*

*Planning Commission recommends:*

*Vote:*

**20050081        Z2005-09 Thomas D. Downs 369 Washington Avenue**

Z2005-09 THOMAS D. DOWNS requests rezoning for property located in Land Lot 12160, Parcel 0580, 16th District, 2nd Section, Marietta, Cobb County, Georgia and being known as 369 Washington Avenue from PRD-MF (Planned Residential Development Multi-Family) to OI (Office Institutional). Ward 5A.

*Public Hearing (all Parties Sworn In)*

*Planning Commission recommends: approval with a recommendation that no side setback variance be granted*

*Vote: 7-0*

**20050082        Z2005-10 Deborah Deavers & Arthur K. Shuler, Jr. 42, 48 and 50 Polk Street**

Z2005-10 DEBORAH DEAVERS AND AURTHUR SHULER, JR. request rezonings for property located in Land Lot 11580, Parcels 86, 87 & 1100, 16th District, 2nd Section, Marietta, Cobb County, Georgia and being known as 42, 48 & 50 Polk Street from OI & LI (Office Institutional and Light Industrial) to NRC (Neighborhood Retail Commercial). Ward 4A.

*Public Hearing (all Parties Sworn In)*

*Planning Commission recommends: denial*

*Vote: 5-0-2*

**20050083        Z2005-11 Perimeter Surveying 212 Powers Ferry Road**

Z2005-11 PERIMETER SURVEYING requests rezoning for property located in Land Lot 12420, Parcel 0930, 16th District, 2nd Section, Marietta, Cobb County, Georgia and being known as 212 Powers Ferry Road from R2 (Single Family Residential) to OI (Office Institutional). Ward 7A.

*Public Hearing (all Parties Sworn In)*

*Planning Commission recommends: Amend to add a third variance re lot size*  
*Vote: 7-0*

**20050084      Z2005-12 Walton Communities, 1650 Austell Road and 1600 Roberta Drive**

Z2005-12 WALTON COMMUNITIES requests rezoning for property located in Land Lots 153, 207 & 208, Parcels 2, 9 & 11, 17th District, 2nd Section, Marietta, Cobb County, Georgia and being known as 1650 Austell Road and 1600 Roberta Drive from PRD-MF (Planned Residential Multi Family) to PRD-MF (Planned Residential Multi Family). Ward 2B.

*Public Hearing (all Parties Sworn In)*

*Planning Commission recommends: approval with stipulations*

*Vote: 7-0*

**20050085      A2005-04 Allison Price etal 1600 Roberta Drive**

A2005-04 ALLISON PRICE, ETAL requests annexation for property located in Land Lots 153 and 208, Parcels 9 & 11, 17th District, 2nd Section, Marietta, Cobb County, Georgia and being known as 1600 Roberta Drive, consisting of 3.2 acres. Ward 2B.

*Public Hearing (all Parties Sworn In)*

*Planning Commission recommends: approval*

*Vote: 7-0*

**20050086      CA2005-06 Walton Communities 1650 Austell Road and 1600 Roberta Drive**

CA2005-06 WALTON COMMUNITIES in conjunction with the requested annexation of property located in Land Lots 153, 307 & 208, Parcels 2, 9 & 11, 17th District, 2nd Section, Cobb County, Georgia and being known as 1650 Austell Road and 1600 Roberta Drive, the City of Marietta proposes to designate the Future Land Use of said property as High Density Residential. Ward 2B.

*Public Hearing (all Parties Sworn In)*

*Planning Commission recommends: approval*

*Vote: 7-0*

**20050144      Z2005-13 City of Marietta - Manget Project**

Z2005-13 CITYOF MARIETTA requests rezoning for property located in Land Lot 12880, Parcel 0650 (452 Frasier Street), Parcel 0670 (253 Manget Street), Parcel 0680 (263 Manget Street), Parcel 0690 (275 Manget Street) and Parcel 0700 (285 Manget Street); Land Lot 12870, Parcel 0140 (468 Frasier Street), Parcel 1150 (476 Frasier Street), Parcel 1120 (477 Frasier Street), Parcel 1110 (483 Frasier Street), Parcel 1190 (484 Frasier Street), Parcel 1160 (486 Frasier Street), Parcel 1130 (487 Frasier Street), Parcel 1170 (494 Frasier Street), Parcel 1140 (497 Frasier Street), Parcel 1180 (506 Frasier Street), Parcel 1200 (510 Frasier Street), Parcel 0860 (463 Haley Street), Parcel 0210 (465 Haley Street), Parcel 0880 (467 Haley Street), Parcel 0900 (489 Haley Street), Parcel 0920 (495 Haley Street), Parcel 0930 (497 Haley Street), Parcel 0940 (499 Haley Street), Parcel 0950 (507 Haley Street), Parcel 0970 (513 Haley Street), Parcel 0190 (246 South Avenue) and Parcel 0200 (258 South Avenue) all in the 16th District, 2nd Section, Marietta, Cobb County, Georgia from RA-6, RM8, R-4 to PRD-MF

(Planned Residential Development Multi-Family). Wards 1A and 5A.  
*Public Hearing (all Parties Sworn In)*  
*Planning Commission recommends: Motion was amended to read no apartments and approved*  
*Vote: 7-0*

**RESOLUTIONS:****CITY ATTORNEY'S REPORT:****CITY MANAGER'S REPORT:****MAYOR'S REPORT:****COMMITTEE REPORTS:****1. Economic/Community Development: John V. Sinclair, Chairperson****20050180 Johnny Walker Homes RFP**

Motion to approve the request for proposal (RFP) for the Johnny Walker Homes Redevelopment Area and authorize issuance, with the right to accept and reject any and all bids.

**2. Finance/Investment: Philip M. Goldstein, Chairperson****\* 20050133 Solvay Donation for Marietta Fire Department**

Ordinance amending Fiscal Year 2005 General Fund budget to receive and appropriate \$1104 donation from 101-0000-453-0300 fund into fire photography account 101-4105-522-5151.

**\* 20050176 Alternative Tree Ordinance Compliance Fund**

Ordinance amending the FY2004-2005 City of Marietta/BLW budget to appropriate funds in the amount of \$200,420.00 from Wal-Mart and their engineering consultants, Wolverton and Associates to be placed in the Tree Planting Revenue Account.

**\* 20050205 Pay Plan Revision from approved 3% to 4%**

Ordinance approving an amendment to the Fiscal Year 2005 Budget to fund the revised pay plan effective April 3, 2005, which changes the previously approved 3% market adjustment to a 4% market adjustment.

**3. Judicial/Legislative: M. C. "Pete" Waldrep, Jr., Chairperson****20041443 Historic Preservation Ordinance**

Ordinance to amend the Municipal Code of Marietta to add Article 7-8-9, Historic Preservation Ordinance.

**\* 20050209 Amendment to Rental Licence Ordinance**

Amendment to Rental License Ordinance Number 6664 to delete from the information requested the name and telephone number of the tenant in the rental property.

**4. Parks, Recreation and Tourism: Rev. Anthony Coleman, Chairperson**

**5. Personnel/Insurance: Betty L. Hunter, Chairperson**

- \* **20050119 Compensation for Mayor and Council**  
First Public Hearing on proposed amendment to Marietta City Charter related to compensation of elected officials.  
Public Hearing  
First Reading
- \* **20050175 Military Leave Policy Update**  
An Ordinance amending City Code Section 4-4-16-060, Military Leave policy, to comply with the provisions of the Veterans Benefit Improvement Act of 2004.
- \* **20050183 Amendment of the FY2005 pay plan effective April 3, 2005**  
An Ordinance amending the FY2005 pay plan adopted by Ordinance 6677, as amended, so as to adjust the percentage change in the pay scales effective April 3, 2005.
- \* **20050190 Amending the Supplemental Pension Plan Investment Policy**  
Motion to approve the request of the Pension Board to amend the Supplemental Pension Plan Investment Policy to add additional investment options and approve the fund managers.
- \* **20050295 Budget Amendment to provide for additional court time for assistant judges and solicitors.**  
An ordinance amending the fiscal year 2005 budget to provide for additional court time for assistant judges and solicitors.

**6. Public Safety Committee: G. A. "Andy" Morris, Chairperson****7. Public Works Committee: James W. King, Chairperson**

- \* **20050058 Wellons Street No Parking**  
Motion to approve the request for the Wellons Street frontage of 349, 357 & 365 Allgood Road be designated as a "No Parking Zone".
- 20050152 2005 Transportation Improvement Program Project List**  
Motion to approve the amended draft projects list for inclusion in the public input process of the 2005 Special Purpose Local Option Sales Tax (SPLOST) for Transportation Improvements.
- \* **20050154 Roswell Street Mowing and Maintenance Agreement with Georgia DOT**  
Motion to approve a mowing and maintenance agreement with the Georgia Department of Transportation for the Roswell Street Improvement Project from Waddell Street to Cole Street.

**SCHEDULED APPEARANCES:****UNSCHEDULED APPEARANCES:**

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**OTHER BUSINESS:****20050225      HO2005-02 Motion to Approve 1244 Scripps Court**

HO2005-02 GETZIE R. LAMAR request home occupation for property located in Land Lot 01380 of the 17th District, Parcel 0870, 2nd Section of Cobb County, Marietta, Georgia and being known as 1244 Scripps Court. Request to establish a home occupation for daycare. Ward 3B.

**20050306      BLW Actions of March 7, 2005**

Review and approval of the March 7, 2005 actions and minutes of the Board of Lights and Water Works (BLW).

**ADJOURNMENT:**